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218.1005US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Alan WEST, et al.

Confirmation No. 7520

Serial No.: 09/770,320

Filed: January 26, 2001

For: **STATE AND DATA DRIVEN DYNAMIC
MENU/TOOLBAR ARCHITECTURE**

Examiner: BA, HUYNH

Art Unit: 2173

Docket No: 218.1005

Customer No: 23280

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Technology Center 2100

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexander, VA 22313-1450

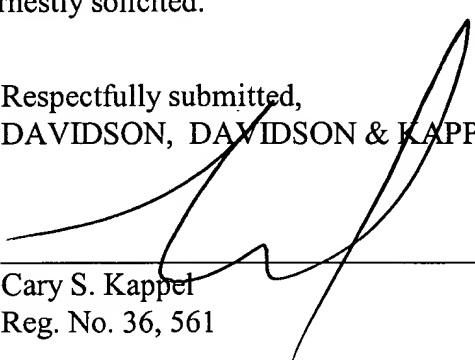
November 4, 2003

Sir:

This is in response to the Office Action dated October 14, 2003 having a shortened statutory period of response set to expire November 14, 2003. In response to the restriction requirement, Applicant hereby, without traverse, elects Group I, claims 1-7, 19-57, 69-90.

Applicants submit that the present application is now in condition for allowance. An early and favorable action on the merits is earnestly solicited.

Respectfully submitted,
DAVIDSON, DAVIDSON & KAPPEL, LLC


Cary S. Kappel
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COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450



Docket No.: 218.1005US
Date: November 4, 2003

In re application of: Alan WEST, et al.

Serial No.: 09/770,320

Filed: January 26, 2001

For: **STATE DRIVEN, DATA DYNAMIC MENU/TOOLBAR ARCHITECTURE**

Sir:

Transmitted herewith is a **Response to Restriction Requirement** in the above-identified application.

- ☐ Small entity status under 37 C.F.R. 1.9 and 1.27 has been previously established.
☐ Applicants assert small entity status under 37 C.F.R. 1.9 and 1.27.
☐ No fee for additional claims is required.
☐ A filing fee for additional claims calculated as shown below, is required:

FOR:	(Col. 1)	(Col. 2)		SMALL ENTITY		OR	LARGE ENTITY	
	REMAINING	HIGHEST		RATE	FEE		RATE	FEE
	AFTER	PREVIOUSLY	PRESENT					
	AMENDMENT	PAID FOR	EXTRA					
TOTAL CLAIMS	* Minus**	=	0	x \$	9	\$	x \$	18
INDEP. CLAIMS	* Minus***	=	0	x \$	40	\$	x \$	80
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+	\$135	\$	+	\$270

TOTAL: \$ OR TOTAL: \$

- * If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.
 ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
 *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

- ☐ Also transmitted herewith are:
☐ Petition for extension under 37 C.F.R. 1.136
☐ Other:

- ☐ Check(s) in the amount of \$.00 is/are attached to cover:
☐ Filing fee for additional claims under 37 C.F.R. 1.16
☐ Petition fee for extension under 37 C.F.R. 1.136
☐ Other:

- ☒ The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.

- ☒ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.
☒ Any patent application processing fees under 37 C.F.R. 1.17.
☒ Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

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I hereby certify that this correspondence and/or documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on November 4, 2003.

DAVIDSON, DAVIDSON & KAPPEL, LLC

BY

Jennie Buz